### Kato, Linda

From:

Greg Meyer <gmeyer@carlsonmccain.com>

Sent:

Thursday, October 09, 2014 4:51 AM

To:

Kato, Linda

Cc:

Kyle Brock (kb@geomap.tv); John Brunini (Johnny.Brunini@butlersnow.com)

Subject:

Williston Village Mobile Home Park Wetland Restoration Monitoring Report (2014 - Year One-

Post Restoration)

Attachments:

Williston Village Mobile Home Park Wetland Restoration Monitoring Report (2014).pdf

Ms. Kato,

Hope you are doing well. On behalf of the Williston Village Mobile Home Park, Carlson McCain, Inc. is pleased to submit the initial Wetland Restoration Monitoring Report for your review.

Please let me know if you have any questions or need additional information.

Have a great day,

## Greg Meyer

Wildlife Biologist / Ecologist

## Carlson McCain, Inc.

600 South 2<sup>nd</sup> Street, Suite 105 | Bismarck, ND 58504

Direct 701-595-7004 | Cell 218-779-6585 | Fax 701-255-1477

## www.carlsonmccain.com

This message is intended for the individual or entity named above. If you are not the intended recipient, please do not read, copy or disclose this communication to others. Thank you.





October 1, 2014

Mr. John Brunini Butler Snow P.O. Box 6010 Ridgeland, MS 39158-6010

Dear Mr. Brunini,

Carlson McCain, Inc. is pleased to submit the Wetland Restoration Monitoring Report Year One (2014) for your review.

Please call me at 701-595-7004 if you have any questions or need additional information.

Sincerely,

Greg Meyer, MS

**Ecologist** 

# WETLAND RESTORATION MONITORING REPORT YEAR ONE (2014)

U.S. Environmental Protection Agency Project #CWA-08-2013-0032 Williston Village Mobile Home Park Wetland Restoration Williston, North Dakota Project #4789

## Prepared for:

Butler Snow Mr. John Brunini P.O. Box 6010 Ridgeland, MS 39158-6010

October 1, 2014



600 South 2<sup>nd</sup> Street, Suite 105 Bismarck, ND 58504 Tel 701-255-1475 Fax 701-255-1477 www.carlsonmccain.com

## TABLE OF CONTENTS

1.0	PROJECT OVERVIEW	1
2.0	WETLAND RESTORATION SUCCESS CRITERIA	4 4
3.0	MONITORING METHODS  3.1 Monitoring Methods 3.1.1 Photo Points 3.1.2 Wetland Vegetation 3.1.3 Wetland Hydrology  3.2 Problem Areas 3.3 Monitoring Report	
4.0	MONITORING RESULTS AND CONCLUSIONS	5
5.0	RECOMMENDATIONS	9
6.0	RESTORATION CONTINGENCY MEASURES	10
7.0	REFERENCES	11

## **APPENDICES**

Appendix A	Figures -
Appendix B	U.S. Army Corps of Engineers Wetland Determination Data Forms
Appendix C	Williston Village Mobile Home Park - Wetland Restoration Update 8/4/14

## 1.0 PROJECT OVERVIEW

Construction of the Williston Village Mobile Home Park (Village) impacted 4.5 wetland acres by filling a former oxbow/meander channel of Camp Creek (Appendix A). Camp Creek flows east through the northern portion of the Village property toward the Little Muddy River. Fill was placed into the former oxbow/meander channel during construction activities. Restoration activities of the impacted wetland area were completed in November 2013. This monitoring report provides an update on the restoration activities and condition of the restored wetland area.

The wetland is located on the north edge of the Village property near Williston, North Dakota, in the NE¼ of Section 24, T155N, R101W (Appendix A). Additional details of the wetland restoration can be found in the "Williston Village RV Resort Wetland Restoration Plan" dated September 7, 2013.

The anticipated schedule of the restoration activities were:

- Construction staking / Implementation of erosion control structures September 30, 2013
- Commence removal of fill materials September 30, 2013
- Completion of final grading and removal of fill materials -November 13, 2013
- Completion and submittal of "As-built plans" -November 13, 2013
- Seeding of restored wetland prior to November 15, 2013
- Seeding of graded slopes adjacent to restored wetland Spring 2014 (between May 1 and June 15)
- Biannual Monitoring June and August 2014 and 2015 (subsequent reports submitted within 45 days of monitoring effort)
- Annual Monitoring August 2016 2018 (if necessary), (subsequent report submitted within 45 days of monitoring effort)

Restoration activities including restoration of the wetland, final grading of the wetland side-slope, and implementation of the erosion control structures (silt fence and straw wattles) were completed in early November 2013 per the U.S. Environmental Protection Agency (EPA) approved Williston Village Wetland Restoration Plan #CWA-08-2013-0032. The final step of the wetland restoration activities included removing the last of the fill materials which allowed the wetland area to be flooded by water that had been previously backed-up by those materials. This was completed before the wetland area could be seeded due to cold temperatures and the unavailability of appropriate seed. Similar inclement weather and the unavailability of the appropriate seed has further delayed the seeding of the restored wetland area.

Inclement weather during the specified planting dates of the side-slopes has caused a delay of their planting until next spring (per the specified dates) in order to aid the success of the seeding effort.

A monitoring visit was conducted on September 11, 2014 by Greg Meyer, Ecologist, of Carlson McCain, Inc. to ascertain how the restored wetland is functioning and to evaluate noxious weeds and problem areas. This monitoring visit was conducted near the end of the 2014 growing season. An earlier formal monitoring visit was not conducted due to restored wetland and side-slopes not being planted.

Carlson McCain, Inc. Page 1

## 2.0 MONITORING METHODS

The restored wetland requires subsequent monitoring of its hydrology and vegetation to ensure it is functioning correctly. The restored wetland will be evaluated with wetland criteria as identified in the Great Plains Regional Supplement to the 1987 Manual (Version 2.0) (USACE 2010) and National Wetland Plant List (Lichvar 2014).

Monitoring of the restoration site will be conducted for five years but may be terminated prior if the EPA deems the restoration successful.

#### 2.1 Monitoring Methods

Monitoring of the restored wetland will consist of a field visit, a monitoring report, and follow-up to any questions or suggestions from regulatory personnel. Monitoring will be performed midway and near the end of the first and second growing seasons following removal of the fill materials. Subsequent monitoring will be conducted on an annual basis during the month of August. The restored wetland will be evaluated by the presence of indicators of wetland criteria, i.e., hydrology, and hydrophytic vegetation (hydric soils are already present) at representative observation points located along a sampling transect. The spatial location of the observation points and the photo points will be collected during the initial monitoring effort with a GPS to ensure that the same locations are evaluated during subsequent monitoring visits.

#### 2.1.1 Photo Points

Photo points are a specified location in which field photographs will be taken. Photographs taken from a specified location and consistent direction will provide a visual account of the restoration and development of the restored wetland.

Photo points will be established in strategic locations in order to document the changes occurring within the restored wetland. The proposed locations and directions of the photo points can be seen in (Appendix A). The photo points will be marked with a metal stake and the spatial locations will be collected with a GPS. Photographs taken from these locations will have consistent camera settings and a documented viewing direction. Photo identification cards with pertinent information to the photo point will be placed in the photograph's field of view. Information documented on the photo identification card will include:

- Unique photo point identification
- Photographer's initials
- Date and time
- Magnetic declination
- Location

#### 2.1.2 Wetland Vegetation

Wetland vegetation composition will be evaluated at each observation point following the guidelines set forth by the Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Great Plains Region (Version 2.0) (USACE 2010). Vegetation species nomenclature is based on National Wetland Plant List (Lichvar 2014). Areal cover of all vegetation species and percent bare soil will be evaluated within a 1 meter squared quadrat at each observation point. An overall vegetation species list of the restored wetland will be compiled with species noted at the observation points and those observed while traversing between them. The restored wetland will be surveyed for the presence of noxious weeds. The adjacent seeded slopes will be evaluated for the presence of noxious weeds and overall presence/growth of the seeded species.

## 2.1.3 Wetland Hydrology

Wetland hydrology indicators will be evaluated at each observation point following the guidelines set forth by the Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Great Plains Region (Version 2.0) (USACE 2010). Hydrology indicators will also be identified while traversing between observation points.

#### 2.2 Problem Areas

Problem areas will be identified and documented during the monitoring visits. Photographs and notes detailing each problem area will be collected during the field monitoring. Problems areas may involve erosion, areas barren of vegetation, patches of noxious weeds, etc.

#### 2.3 Monitoring Report

Monitoring reports will be completed after each monitoring visit and submitted. Each report will describe the environmental conditions at the site and assess the relative success or failure of restoration efforts. The report will include:

- Name and contact information of permittee, point of contact, and field observer(s)
- Name of person conducting monitoring reports and dates of monitoring visits
- Directions to and map of mitigation area
- Summary paragraph describing the project's purpose, environmental conditions at the site, and restoration
- Timeline of restoration activities and final date of completion
- Photographs and a narrative summary of the restored wetland's relative success or failure per success criteria
- Photographs and descriptions of any problem areas
- Recommendations for corrective or remedial actions (if necessary)
- Description and dates of implemented corrective actions (if applicable)

Carlson McCain, Inc. Page 3

### 3.0 WETLAND RESTORATION SUCCESS CRITERIA

Success criteria variables are essential to evaluating the restored wetland. The success of the restored wetland will be based on the re-establishment of hydrology and hydrophytic vegetation and the management of noxious weeds.

## 3.1 Wetland Hydrology

Wetland hydrology will be restored following the removal of the fill materials. Indications of hydrology observed during the monitoring visits will indicate success for the restored wetland. Indications of hydrology will also be compared to adjacent wetlands.

## 3.2 Hydrophytic Vegetation

Hydrophytic vegetation will be deemed successful when these species comprise greater than 50 percent of areal coverage and be considered dominant species within the observation points. The percent of bare soil will also decrease as vegetation is re-established. Percent bare soil should be considered successful when it comprises less than 15 percent of areal cover.

## 3.3 Noxious Weed Coverage

Noxious weeds in and around the restored wetland will be evaluated and overall coverage will be determined. Management of noxious weeds will be implemented by request if restoration success criteria goals are not met. Noxious weed coverage should be considered successful when it comprises less than 10 percent of areal coverage.

Carlson McCain, Inc.

## 4.0 MONITORING RESULTS AND CONCLUSIONS

Overall the restored wetland area is progressing and beginning to function properly even though it hasn't been seeded yet. Hydrophytic vegetation species comprise approximately 39 percent areal canopy coverage within the restored wetland. Russian thistle (Salsola kali) and other upland weedy species comprises approximately 33 percent areal canopy coverage and the remaining 28 percent consists of bare soils. Prevalent hydrophytic vegetation species consist of foxtail barley (Hordeum jubatum), cattails (Typha angustifolia), dock (Rumex crispus and mexicanus), red saltwort (Salicomia rubra), and annual seepweed (Suaeda linearis). Minor hydrophytic vegetation species consists of Baltic rush (Juncus balticus), three-square bulrush (Schoenoplectus pungens), and Nuttall's alkaligrass (Puccinelia nuttalliana). Large patches of hydrophytic vegetation are present throughout the restored wetland area including along the base of the southern side-slope. This area contained surface water and dense patches of cattails and bulrush.

Upland vegetation species were identified within the restored wetland area. Prevalent species included Russian thistle (Salsola kali) and mapleleaf goosefoot (Chenopodium simplex). These two weedy species quickly grow in exposed and disturbed areas.

Bare soil is prevalent within the restored wetland area but only one large bare area (5 foot x 5 foot) was noted during the monitoring visit.

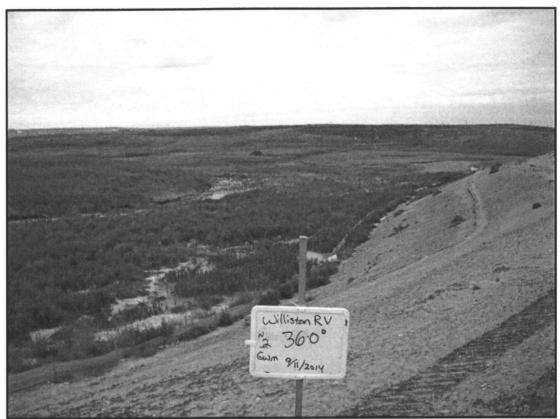
The areal coverage of hydrophytic vegetation and bare soil are currently near their success criteria (>50 percent and <15%, respectively) and will approach and surpass their success criteria in subsequent years.

Two photo points were established during the monitoring visit. The photo points overlook the restored wetland area and provide a visual account of the conditions of the restored wetland. One photo point faces west and the other north.

Carlson McCain, Inc.



Photograph 1. September 2014 view of restored wetland area. Photograph taken facing west. Natural re-vegetation has taken place within the restored wetland area. Hydrophytic vegetation species comprise approximately 39 percent areal canopy cover while upland species comprise approximately 33 percent areal canopy cover, and bare soil comprises the rest. Patches of cattails along of inundation and saturated soils are present along the base of the southern side-slope near the orange silt fence (foreground). Russian thistle comprises the dark green vegetation in the center of the wetland area. The red vegetation along the western edge of the restored wetland area is comprised primarily of red saltwort.



Photograph 2. September 2014 view of restored wetland area. Photograph taken facing north. A large patch of cattails is located at the base of the side-slope along the orange silt fence. Russian thistle is prevalent across the majority of the restored wetland. The area contains high salinity and areas of high salt concentrations were observed (white patches)

Very few noxious weeds were observed within or near to the restored wetland area. Noxious weeds were estimated to comprise less than one percent of total areal canopy coverage. This surpasses the restoration success criteria for noxious weed coverage.

Indicators of hydrology were identified throughout the wetland area. These indicators included surface water and saturated soils (along base of southern side-slope), salt crust, and surface cracks. Each observation point contained an indicator of hydrology. Photographs taken earlier in the summer also indicated hydrology within the wetland area (Appendix C).

Only one small area of erosion was noted within and around the restored wetland area. A small amount of sediment had knocked down the silt fence. An additional area of silt fence had been erected at this spot to minimize any other erosion prior to the monitoring visit. The straw wattles placed along the side-slopes have significantly reduced erosion along the slopes even though they haven't been planted. The side-slopes are anticipated to be planted next spring during the specified planting dates (May 1-June 15).



Photograph 3. View of eroded area and additional silt fence.



Photograph 4. Straw wattles along the side-slopes. Russian thistle covered the side-slopes throughout the summer but was sprayed with herbicide to control them and prepare the area for seeding. These slopes will be seeded next spring during the specified planting dates (May 1-June 15).

Carlson McCain, Inc. Page 8

## 5.0 RECOMMENDATIONS

Overall the wetland restoration is progressing successfully. Natural re-vegetation of the restored wetland area is occurring and will continue with sufficient hydrology. Hopefully Camp Creek will flood the restored wetland area next spring as this will accelerate the development of the restoration.

Recommended measures to ensure restoration success includes:

- Maintain the silt fence along the base of the southern side-slope.
- Plant side-slopes with specified seed mixture in the spring of 2015 (Carlson McCain, 2013).

## 6.0 RESTORATION CONTINGENCY MEASURES

Village anticipates that the success criteria variables will be met with the proposed restoration of the wetland. However, contingency measures may be necessary to correct unforeseen problems and provide remedial actions for the restored wetland. Village will be responsible to provide remedial actions.

Contingencies are based on the success criteria variables of the monitoring plan and provide methods to correct potential problems. Potential situations and contingencies are described below. Not all future problems can be foreseen; therefore, additional contingencies may need to be developed and implemented to remediate the situation. Prior to any contingency measure being implemented, an evaluation of the situation and consultation and coordination with the EPA will take place to determine the appropriate course of action.

#### 6.1 Vegetation Contingency Measures

Contingency measures for wetland vegetation may involve the following actions:

- Physical control (i.e., mowing, haying, or grazing after the nesting season)
- Reseeding
- Additional seeding

Physical control methods will be implemented if the vegetation success criteria variables are not met during the monitoring period.

## 6.2 Wetland Hydrology Contingency Measure

Contingency measures for wetland hydrology may involve the following actions:

- Additional removal of fill materials
- Removal of sedimentation or erosion materials

This action will be implemented if the wetland hydrology success criteria variable is not met during the monitoring period. Hydrologic conditions will be compared with nearby wetlands of similar size and class.

No contingency measures are needed to be implemented at this time. Additional monitoring is necessary to evaluate whether the implementation of contingency measures is necessary.

## 7.0 REFERENCES

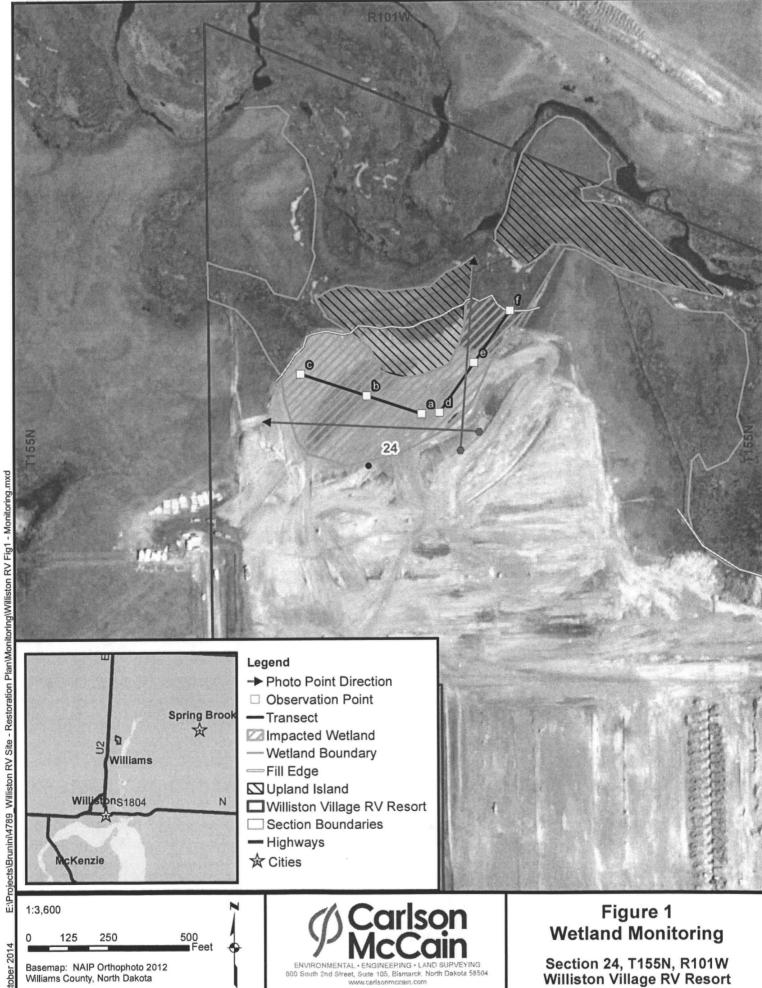
- Carlson McCain, Inc. 2013. Williston Village RV Resort Wetland Restoration Plan. 26 pages.
- Environmental Laboratory. 1987. Corp of Engineers Wetlands Delineation Manual. Wetlands Research Program. Technical Report Y-87-1. Department of the Army, Waterways Experiment Station, US Army Corp of Engineers, Vicksburg, Mississippi, USA.
- Environmental Laboratory. 2010. Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Great Plains Region (Version 2.0). U.S. Army Corps of Engineers, U.S. Army Engineer Research and Development Center, Vicksburg, Mississippi, USA.
- Lichvar, R.W., M. Butterwick, N.C. Melvin, and W.N. Kirchner. 2014. The National Wetland Plant List: 2014 Update of Wetland Ratings. Phytoneuron 2014-41: 1-42.
- USDA-NRCS. 2014. USDA-NRCS PLANTS database.

  <a href="http://plants.usda.gov/java/county/state\_name=North\_Dakota&statefips=38&symbol=JUAR2">http://plants.usda.gov/java/county/state\_name=North\_Dakota&statefips=38&symbol=JUAR2</a>

  Accessed September 2014.

## Appendix A

Figures



## Appendix B

U.S. Army Corps of Engineers Wetland Determination Data Forms

Project Site: Williston Village RV Resort			City/Co	unty: <u>William</u>	<u>s</u>	Sampling Date	e: <u>9/11/1</u>	<u>4</u>
Applicant/Owner: Carlson McCain				State:	<u>ND</u>	Sampling Poin	it: <u>a</u>	
Investigator(s): Greg Mever			Section	, Township, Range:	24-T155N-	R101W		
Landform (hillslope, terrace, etc.): restored drainage	way wetland	Loca	al relief (cond	cave, convex, none):	<u>concave</u>		Slope (%	6): <u>&lt;1</u>
Subregion (LRR): <u>F</u> Lat: <u>48.236</u>	<u> 3179</u>		Long: -1	103.609528	נ	Datum: <u>NAD</u>	83	
Soil Map Unit Name: 2270 - Harriet and Stirum Soils	0-2% slopes	<u> </u>			NWI class	ification: <u>nor</u>	<u>1e</u>	
Are climatic / hydrologic conditions on the site typical for	r this time of	year? Yes	⊠ No	(If no, explain in	n Remarks.)			
Are Vegetation ⊠, Soil □, or Hydrology	, signific	antly disturbed	d? Are	Normal Circumstanc	es" present?	Yes 🗆	No	×
Are Vegetation □, Soil □, or Hydrology	☐, natura	lly problematic	? (If ne	eded, explain any ar	swers in Rer	narks.)		
SUMMARY OF FINDINGS - Attach site map s	howing sa	mpling poin	t locations	, transects, impor	tant featur	es, etc.		
Hydrophytic Vegetation Present?	Yes 🛚	No 🗆						
Hydric Soil Present?	Yes 🗵	No 🗆						
Wetland Hydrology Present?	Yes 🗵	No 🗆	Is the Sam	pling Area within a \	Netland?	Yes 🗵	No	
Remarks:								
Monitoring observation point of restored wetland a	rea.							
VEGETATION - Use scientific names of plant	s							
Tree Stratum (Plot Size: )	Absolute % Cover	Dominant Species?	Indicator Status	Dominance Test	Worksheet:			
1. <u></u>	<u> 70 OOYCI</u>	ODCOICST.		Number of Domina	int Species			
2				That Are OBL, FAC		1	(A)	
3.				Total Number of D	ominant	_		
4.				Species Across Al		<u>2</u>	(B)	
		= Total Cove	et.	Percent of Domina	nt Species			
Sapling/Shrub Stratum (Plot Size:)				That Are OBL, FA		<u>50</u>	(A/B)	
1				Prevalence Index	worksheet:		•	
2.				Total % Co	ver of:	Multiply by:	<u>:</u>	
3				OBL species	<u>40</u>	x1 = 4	<u>10</u>	
4				FACW species	<u>10</u>	x2 = 2	<u>20</u>	
5				FAC species		x3 =		
		= Total Cove	er	FACU species	<u>50</u>	x4 = . 2	200	
Herb Stratum (Plot Size: 5ft)				UPL species		x5 =		
Hordeum Jubatum	<u>10</u>	no.	FACW	i i	100	(A)	<u>260</u> (	B)
2. Puccinellia nuttaliana		no vos	OBL	Column Totals:		e Index = B/A =		υ,
	<u>40</u>	yes ·		Hydrophytic Vege			2.0	
3. Chenopodium simplex 4.	<u>50</u>	<u>yes</u>	<u>Ni</u>	1		ators. Iydrophytic Ve	actation	
5.					ninance Test		getation	
6.								
7.				<u>x</u> 3 – Pre	evalence Inde	ex is ≤3.0 °	•	
8								porting data in
9.				1		a separate she hytic Vegetation		m\
10							٠.	•
10	100	= Total Cove		'Indicators of hydrunless disturbed o			y must be	present,
Woody Vine Stratum (Plot Size:)	100	- 10(0) 0010	,		<u>.</u>			
1								
2	-							
		= Total Cove						
% Bara Ground in Harb Stratum 0		- rotal COVE	<b>0</b> 1	Hydrophytic Vege	atation Press	ent? Yes	⊠	No 🗆
% Bare Ground in Herb Stratum 0				riyuropiiytic vegi		ent 162	<u> </u>	No 🗆
Remarks:								

SOIL									Sampling Point: a						
Profile Desc	ription: (Descri	be to the	depth r	needed	to doc	ument the indicator or confirm the abse	ence of indic	ators.)							
Depth	Mat	trix				Redox Features									
(inches)	Color (moist)	)	%	Co	olor (Mc	ist) % Type <sup>1</sup>	Loc <sup>2</sup>	Texture	Remarks						
		_													
} 		_							_						
ļ. <u></u>		_													
		_													
		_													
True Co Constitution De Doubition Distriction of Market Constitution C															
<sup>1</sup> Type: C= Co	<sup>1</sup> Type: C= Concentration, D=Depletion, RM=Reduced Matrix, CS=Covered or Coated Sand Grains. <sup>2</sup> Location: PL=Pore Lining, M=Matrix  Hydric Soll Indicators: (Applicable to all LRRs, unless otherwise noted.)  Indicators for Problematic Hydric Soils <sup>3</sup> :														
Hydric Soll I	ndicators: (App	licable to	o all LRI	Rs, uni	ess oth	erwise noted.)			cators for Problematic Hydric Soils <sup>3</sup> :						
☐ Histoso	☐ Histosol (A1)       ☐ Sandy Gleyed Matrix (S4)       ☐ 1 cm·Muck (A9) (LRR I, J)         ☐ Histic Epipedon (A2)       ☐ Sandy Redox (S5)       ☐ Coast Prairie Redox (A16) (LRR F, G, H)														
<b>!</b>						• • •									
	fistic (A3)					Stripped Matrix (S6)			Dark Surface (S7) (LRR G)						
I <u> </u>	en Sulfide (A4)					Loamy Mucky Mineral (F1)			High Plains Depressions (F16)						
	ed Layers (A5) (I	LRR F)				Loamy Gleyed Matrix (F2)			(LRR H outside of MLRA 72 & 73)						
l	luck (A9) (LRR I					Depleted Matrix (F3)	J		Reduced Vertic (F18)						
í —	ed Below Dark S		A11).			Redox Dark Surface (F6)			Red Parent Material (TF2)						
	ark Surface (A1		,			Depleted Dark Surface (F7)			Very Shallow Dark Surface (TF 12)						
	Mucky Mineral (	_*				Redox Depressions (F8)			Other (Explain in Remarks)						
l	Mucky Peat or	•	)(LRR (	3, H)		High Plains Depressions (F16)			cators of hydrophytic vegetation and wetland						
l	lucky Peat or Pe		• •			(MLRA 72 & 73 of LRR H)			ology must be present, unless disturbed or lematic.						
Restrictive L	ayer (if present	t):				<del></del>		1							
Type:															
Depth (Inches	3):							Hydr	ric Soils Present? Yes  No						
Remarks:															
Soils not eval	luated.														
ļ, [															
HYDROLO	ev.														
	rology indicate	ore:													
•	ators (minimum		euniced.	check	all that	ennh/)		Second	ndary Indicators (2 or more required)						
<del></del>	e Water (A1)	OI OILG I	oquii eu,	CHOCK				Secondary Indicators (2 or more required)  Surface Soil Cracks (B6)							
	•					Salt Crust (B11)			Sparsely Vegetated Concave Surface (B8)						
l <u> </u>	Vater Table (A2)				_	Aquatic Invertebrates (B13)									
1 =	tion (A3)					Hydrogen Sulfide Odor (C1)			Drainage Patterns (B10)						
l	Marks (B1)	• \				Dry Season Water Table (C2)	Deate (OO)		Oxidized Rhizospheres along Living Roots (C3)						
1	ent Deposits (B2	2)				Oxidized Rhizospheres along Living F	KOOTS (C3)	_	(where tilled)						
i	eposits (B3)				_	(where not tilled)			Crayfish Burrows (C8)						
t	flat or Crust (B4)	)				Presence of Reduced Iron (C4)			Saturation Visible on Aerial Imagery (C9)						
l	eposits (B5)					Thin Muck Surface (C7)			Geomorphic Position (D2)						
│	tion Visible on A	\erial Im	agery (B	17)		Other (Explain in Remarks)			FAC-Neutral Test (D5)						
☐ Water	-Stained Leav	es (B9)							Frost-Heave Hummocks (D7) (LRR F)						
Field Observ	ations:					•									
Surface Water	er Present?	Yes		No	X	Depth (inches):									
Water Table I	Present?	Yes													
Saturation Pro		Yes		nd Hydro	ology Present? Yes 🛛 No 🔲										
(includes cap				No	⊠ dl. c	Depth (inches):									
Describe Rec	Corded Data (Str	cam gat	ıye, mol	IROTING	į well, 2	erial photos, previous inspections), if a	ivaliaule:								
						····									
Remarks:															

	LIVINIA	City/Ci	ounty: Williams Sampling Date: 9/11/14
Project Site: <u>Williston Village RV Resort</u> Applicant/Owner: <u>Carlson McCain</u>		Ollyron	State: ND Sampling Point: b
Investigator(s): Greg Meyer		Sectio	n, Township, Range: 24-T155N-R101W
Landform (hillslope, terrace, etc.): restored drainages	way wetland		cave, convex, none): concave Slope (%): <1
Subregion (LRR): F Lat: 48,236:		•	103.610222 Datum: NAD 83
Soil Map Unit Name: 2270 - Harriet and Stirum Soils			NWI classification: none
Are climatic / hydrologic conditions on the site typical for			(If no, explain in Remarks.)
<u> </u>	_ `		"Normal Circumstances" present? Yes  No  No
		•	eeded, explain any answers in Remarks.)
The vegetation E., com E., compared y	<u> </u>	, <b>,</b> , , , , , , , , , , , , , , , , ,	,,,,,,
SUMMARY OF FINDINGS - Attach site map sh	nowing san	npling point locations	s, transects, Important features, etc.
Hydrophytic Vegetation Present?	Yes 🔯	<del>-i</del>	
Hydric Soil Present?	Yes 🛛	No 🗆	
Wetland Hydrology Present?	Yes 🏻		pling Area within a Wetland? Yes 🛛 No 🗌
Remarks:		Tis the Oan	pring Acca Within a Heciania. 100 Z
Monitoring observation point of restored wetland an	9a.		
monitoring observation point of restored wetland an	<b>,</b>		
VEGETATION - Use scientific names of plants	3		·
Tree Stratum (Plot Size: )	Absolute	Dominant Indicator	Dominance Test Worksheet:
	% Cover	Species? Status	
1			Number of Dominant Species That Are OBL, FACW, or FAC:  (A)
2 3			
<u> </u>			Total Number of Dominant Species Across All Strata:  (B)
**· **********************************		= Total Cover	
Sapling/Shrub Stratum (Plot Size:)	—	- Total Covel	Percent of Dominant Species That Are OBL, FACW, or FAC:  (A/B)
1			Prevalence Index worksheet:
2.			Total % Cover of: Multiply by:
3.			OBL species x1 =
4.			FACW species x2 =
5.			FAC species x3 =
		= Total Cover	FACU species x4 =
Hack Stratum (Diet Size: 5%			UPL species x5 =
Herb Stratum (Plot Size: 5')			
1. <u>Salicornia rubra</u>	<u>50</u>	yes OBL	Column Totals: (A) (B)
2			Prevalence Index = B/A =
3			Hydrophytic Vegetation Indicators:
4		<del></del>	1 – Rapid Test for Hydrophytic Vegetation
5			x 2 - Dominance Test is >50%
6 7		<del></del> · _ <del></del>	3 – Prevalence Index is ≤3.01
8.			4 - Morphological Adaptations <sup>1</sup> (Provide supporting data in
<del></del>		<del></del>	Remarks or on a separate sheet)
9			Problematic Hydrophytic Vegetation <sup>1</sup> (Explain)
10			<sup>1</sup> Indicators of hydric soil and wetland hydrology must be present, unless disturbed or problematic.
	<u>50</u>	= Total Cover	unless disturbed of problematic.
Woody Vine Stratum (Plot Size:)			
1			·
2			
	<del></del>	= Total Cover	
% Bare Ground in Herb Stratum <u>50</u>			Hydrophytic Vegetation Present? Yes ⊠ No □
Remarks:			
1			

SOIL										Sampling t	Point: b			_	
Profile D	escription: (Descri	be to the	depth n	eeded	to doc	ument the indicator or conf	irm the absence	of indicat	ors.)						
Depti	Mar Mar	trix				Redox Features									
(inches)	Color (moist)	1	%	Co	lor (Mo	ist) % Ty	pe <sup>1</sup> Loc <sup>2</sup>		Texture	9	Rem	arks			
		_						_							
l	·	_						_							
l		_						_		_					
		_													
		_				<del></del> <del></del>		_							
¹Type: C	<sup>1</sup> Type: C= Concentration, D=Depletion, RM=Reduced Matrix, CS=Covered or Coated Sand Grains. <sup>2</sup> Location: PL=Pore Lining, M=Matrix  Hydric Soil Indicators: (Applicable to all LRRs, unless otherwise noted.)  Indicators for Problematic Hydric Soils <sup>3</sup> :														
										cators for Problem	atic Hvdr	ic Soils	<del></del>		
1 '	itosol (A1)			,		Sandy Gleyed Matrix (S4	١			1 cm Muck (A9) (	•		•		
	stic Epipedon (A2)					Sandy Redox (S5)	,			Coast Prairie Re		(IRR F	G H)	1	
l	ack Histic (A3)					Stripped Matrix (S6)				Dark Surface (S7			, 0, 11,	,	
ł <u> </u>	drogen Sulfide (A4)									High Plains Depr					
l		DD C\				Loamy Mucky Mineral (F						-	79\		
	atified Layers (A5) (					Loamy Gleyed Matrix (F2	)		_	(LRR H outsid		M / 2 OL /	3)		
	m Muck (A9) (LRR I		• • • •			Depleted Matrix (F3)	•			Reduced Vertic (					
	pleted Below Dark S	•	411)			Redox Dark Surface (F6)				Red Parent Mate	• •	(TC 40)			
1	ick Dark Surface (A1	.,				Depleted Dark Surface (F	· (1)			Very Shallow Da					
l .	ndy Mucky Mineral (		)/I DD /	- LIV		Redox Depressions (F8)	/E48\		□ ³indi	Other (Explain in loators of hydrophyti			vetland	i	
	CM Mucky Peat or		• •	3, N)		High Plains Depressions			hydr	ology must be prese				-	
	m Mucky Peat or Pe		LRR F)			(MLRA 72 & 73 of LRR	<u>n)</u>		prob	elematic.					
	ve Layer (if presen	ų:													
Type:	<del></del>											_			
Depth (Ir									Hyd	ric Soils Present?	Yes		No		
Remarks															
Soils not	evaluated.							**							
L	<del></del>									•					
HYDRO	LOGY														
Wetland	Hydrology Indicate	ors:													
Primary	ndicators (minimum	of one r	equired;	check	all that	apply)			Secon	ndary Indicators (2 o	r more red	(uired			
☐ St	ırface Water (A1)				×	Salt Crust (B11)			×	Surface Soil Cracks	(B6)				
П н	gh Water Table (A2)					Aquatic Invertebrates (B1	3)			Sparsely Vegetated	Concave	Surface	(B8)		
i	aturation (A3)					Hydrogen Sulfide Odor (C				Drainage Patterns (	B10)				
i	ater Marks (B1)					Dry Season Water Table	-		_	Oxidized Rhizosphe		Living R	toots (C	C3)	
1	ediment Deposits (B	2)				Oxidized Rhizospheres a	•	(C3)		(where tilled)	_			·	
l	ift Deposits (B3)	-,			_	(where not tilled)		,		Crayfish Burrows (C	28)				
	gal Mat or Crust (B4	١				Presence of Reduced Iro	n (C4)-			Saturation Visible or		anery ((	Ce)		
l	on Deposits (B5)	,				Thin Muck Surface (C7)	(0-1)			Geomorphic Positio		Bo.) (	-,		
I	undation Visible on A	Lorial lim	nanı/B	17\		• •	·e1			FAC-Neutral Test (					
T				,,	ш	Other (Explain in Remark				Frost-Heave Humm	1	// DD E			
	ater-Stained Leav	res (Da)				<del></del>			<u> </u>	Frost-neave multilli	OCKS (D1)	ILAN F	<u>'</u>		
	servations:		_		_										
	Nater Present?	Yes Yes		No No	⊠ ⊠	Depth (Inches): Depth (Inches):									
	ible Present?														
	n Present?	Yes		d Hydr	ology Present?	Yes	X	No							
Cincludes capillary fringe)  Yes No Depth (inches):  Wetland Hydrology Present? Yes No Depth (inches):  Describe Recorded Data (stream gauge, monitoring well, aerial photos, previous inspections), if available:															
Lescribe	HENNIGH Data (81)	van yat	.gu, 11101	-morning	, won, t	remai burereal furestrina itiab	oononoj, ii avalla							:	
												<del></del>			
Remark	S.														
1															

	ERIVINATIO		i – Great Flams Regi	
Project Site: Williston Village RV Resort		City/Co		Sampling Date: 9/11/14
Applicant/Owner: Carlson McCain			State: ND	Sampling Point: c
Investigator(s): Greg Meyer				N-R101W
Landform (hillslope, terrace, etc.): restored drainages		•	ave, convex, none): concave	· · · · <del></del>
Subregion (LRR): E Lat: 48,236		Long: -1	<u>103.611061</u>	Datum: NAD 83
Soil Map Unit Name: <u>2270 - Harriet and Stirum Soils</u>			. NWI cla	ssification: <u>none</u>
Are climatic / hydrologic conditions on the site typical for	this time of year?	Yes 🖾 No	(If no, explain in Remarks	.)
Are Vegetation ☑, Soil ☐, or Hydrology	, significantly	disturbed? Are	'Normal Circumstances" presen	t? Yes □ No ⊠
Are Vegetation □, Soil □, or Hydrology	☐, naturally pro	blematic? (If no	eeded, explain any answers in R	Remarks.)
SUMMARY OF FINDINGS - Attach site map sh	owing samplin	ng point locations	, transects, important feat	ures, etc.
Hydrophytic Vegetation Present?	Yes 🖾 No	∘ □		
Hydric Soil Present?	Yes ⊠ No	∘ □.		
Wetland Hydrology Present?	Yes ⊠ No	□ is the Sam	oling Area within a Wetland?	Yes 🖾 No 🗀
Remarks:				
Monitoring observation point of restored wetland are	ea.			
		· · · · · · · · · · · · · · · · · · ·		
VEGETATION - Use scientific names of plants				
Tree Stratum (Plot Size: )		ninant Indicator cies? <u>Status</u>	Dominance Test Workshee	t:
1			Number of Dominant Species	
2		_	That Are OBL, FACW, or FAC	
3			Total Number of Dominant	
4			Species Across All Strata:	<u>2</u> (B)
	= To	otal Cover	Percent of Dominant Species	
Sapling/Shrub Stratum (Plot Size:)			That Are OBL, FACW, or FAC	
1			Prevalence Index workshee	nt:
2			Total % Cover of:	Multiply by:
3.			OBL species	x1 =
4.		_	FACW species	x2 =
5.			FAC species	x3 =
J		otal Cover	,	x4 =
		otal Covel	FACU species	<del></del>
Herb Stratum (Plot Size: 5')			UPL species	x5 =
1. <u>Salicornia rubra</u>	<u>50</u> <u>yes</u>	OBL	Column Totals:	_ (A) (B)
2. <u>Puccinellia nuttalliana</u>	<u>20</u> <u>yes</u>	OBL.		e Index = B/A =
3			Hydrophytic Vegetation Ind	licators:
4		<u> </u>	x 1 Rapid Test fo	r Hydrophytic Vegetation
5			x 2 - Dominance Te	est is >50%
6			3 - Prevalence In	ıdex is ≤3.0¹
7			i ——	Adaptations <sup>1</sup> (Provide supporting data in
8			Remarks or o	on a separate sheet)
9		<del></del>	Problematic Hydr	ophytic Vegetation¹ (Explain)
10		_	<sup>1</sup> Indicators of hydric soil and	wetland hydrology must be present,
	<u>70</u> = Te	otal Cover	unless disturbed or problema	itic.
Woody Vine Stratum (Plot Size:)				
1			1	
2				
	= To	otal Cover		
% Bare Ground in Herb Stratum 30			Hydrophytic Vegetation Pro	esent? Yes 🛭 No 📋
Remarks:				

SOIL							Sampling Point: c						
Profile Des	cription: (Describe to the depti	needed to	o doci	ment the indicator or confirm the absence	of indicat	ors.)							
Depth	Matrix			Redox Features									
(inches)	Color (moist) %	Colo	r (Moi	st) % Type¹ Loc	2	Texture	Remarks						
							-						
		_					<u> </u>						
		_					-						
		_		·									
					_								
ļ <u></u>		_	_		_								
¹Type: C= C	oncentration, D=Depletion, RM	=Reduced	Matri	x, CS=Covered or Coated Sand Grains. 2	Location:	PL=Por	e Lining, M=Matrix						
Hydric Soll	Indicators: (Applicable to all L	RRs, unles	s oth				ators for Problematic Hydric Soils <sup>3</sup> :						
☐ Histos	sol (A1)			Sandy Gleyed Matrix (S4)			1 cm Muck (A9) (LRR I, J)						
☐ Histic	Epipedon (A2)			Sandy Redox (S5)			Coast Prairie Redox (A16) (LRR F, G, H)						
1	Histic (A3)			Stripped Matrix (S6)			Dark Surface (S7) (LRR G)						
☐ Hydro	gen Sulfide (A4)			Loamy Mucky Mineral (F1)			High Plains Depressions (F16)						
1	ied Layers (A5) (LRR F)			Loamy Gleyed Matrix (F2)			(LRR H outside of MLRA 72 & 73)						
1	Muck (A9) (LRR F, G, H)			Depleted Matrix (F3)			Reduced Vertic (F18)						
	ted Below Dark Surface (A11)			Redox Dark Surface (F6)			Red Parent Material (TF2)						
1 =	Dark Surface (A12)			Depleted Dark Surface (F7)			Very Shallow Dark Surface (TF 12)						
1 —	/ Mucky Mineral (S1)			Redox Depressions (F8)			Other (Explain in Remarks)						
☐ 2.5 CI	M Mucky Peat or Peat (S2)(LRF	R G, H)		High Plains Depressions (F16)		<sup>3</sup> Indic	cators of hydrophytic vegetation and wetland						
☐ 5 cm l	Mucky Peat or Peat (S3) (LRR	F)		(MLRA 72.& 73 of LRR H)			ology must be present, unless disturbed or ematic.						
Restrictive	Layer (if present):					T							
Туре:							·						
Depth (Inche	es):					Hydr	ic Soils Present? Yes 🔲 No 🔲						
Remarks:													
Soils not eva	aluated.												
HYDROLO	OGY												
	drology Indicators:				-								
	icators (minimum of one require	d; check a	ill that	apply)		Secon	dary Indicators (2 or more required)						
<del></del>	ice Water (A1)		<u> </u>	Salt Crust (B11)			Surface Soil Cracks (B6)						
1 _	Water Table (A2)			Aquatic Invertebrates (B13)			Sparsely Vegetated Concave Surface (B8)						
J	ation (A3)			Hydrogen Sulfide Odor (C1)		_	Orainage Patterns (B10)						
l	r Marks (B1)			Dry Season Water Table (C2)			Oxidized Rhizospheres along Living Roots (C3)						
l '	nent Deposits (B2)			Oxidized Rhizospheres along Living Root	s (C3)		(where tilled)						
1	Deposits (B3)		_	(where not tilled)	- (,		Crayfish Burrows (C8)						
l <b>_</b> .	Mat or Crust (B4)			Presence of Reduced Iron (C4)			Saturation Visible on Aerial Imagery (C9)						
I	Deposits (B5)			Thin Muck Surface (C7)			Geomorphic Position (D2)						
1	lation Visible on Aerial Imagery			Other (Explain in Remarks)		_	FAC-Neutral Test (D5)						
1	er-Stained Leaves (B9)	(6),		Other (Explain in Normality)			Frost-Heave Hummocks (D7) (LRR F)						
Field Obser	<u>``</u>				1		, (2.1.3.1)						
		No	<b>1</b> 23	Depth (inches):			·						
Water Table		No No	⊠ ⊠	Depth (inches):			,						
_		No											
Saturation F (includes ca	pillary fringe)	Wetlan	id Hydro	ology Present? Yes 🛛 No 🗌									
	ecorded Data (stream gauge, m	able:											
		-											
Remarks:		······································											
,						_ ,							

Project Site: Williston Village RV Resort		City/0	County: <u>Williams</u>	Sampling Date: 9/11/14
Applicant/Owner: Carlson McCain			State: <u>ND</u>	Sampling Point: <u>d</u>
Investigator(s): Greg Meyer		Secti	on, Township, Range: 24-T15	55N-R101W
Landform (hillislope, terrace, etc.): restored d	rainageway wetland	Local relief (co	ncave, convex, none): <u>concav</u>	<u>ve</u> Slope (%): <u>&lt;1</u>
Subregion (LRR): $\underline{F}$ Lat:	48,236188	Long:	<u>-103,609301</u>	Datum: NAD 83
Soil Map Unit Name: 2270 - Harriet and Stiru	m Soils 0-2% slopes		NWI o	elassification: <u>none</u>
Are climatic / hydrologic conditions on the site ty				·
Are Vegetation ⊠, Soil □, or Hydro		•	e "Normal Circumstances" prese	
Are Vegetation , Soil , or Hydro	ology   , natural	ly problematic? (If	needed, explain any answers in	Remarks.)
SUMMARY OF FINDINGS - Attach site	map showing san	npling point location	ns, transects, important fea	atures, etc.
Hydrophytic Vegetation Present?	Yes 🗆	No ⊠	<u> </u>	
Hydric Soil Present?	Yes 🏻	No 🗆		
Wetland Hydrology Present?	Yes 🛭	No □ Is the Sa	mpling Area within a Wetland	Yes 🖾 No 🗆
Remarks:				
Monitoring observation point of restored we	land area.			
				<u></u>
VEGETATION - Use scientific names of		Deminant Indicator	· 1	
Tree Stratum (Plot Size: )	Absolute <u>% Cover</u>	Dominant Indicator Species? Status	Dominance Test Workshe	et:
1			Number of Dominant Speci	
2		<del></del>	That Are OBL, FACW, or Fa	AC: 2
3			Total Number of Dominant Species Across All Strata:	1 (B)
4		Tatal Course	•	
Sapling/Shrub Stratum (Plot Size:)		= Total Cover	Percent of Dominant Specie That Are OBL, FACW, or Fa	
1			Prevalence Index workship	
2			Total % Cover of:	Multiply by:
3.			OBL species	x1 =
4.			FACW species	x2 =
5			FAC species	x3 =
		= Total Cover	FACU species	x4 =
Herb Stratum (Plot Size: 5')			UPL species	x5 =
1. Hordeum jubatum	<u>10</u>	no FACW	Column Totals:	(A) (B)
2. <u>Salsoja kali</u>	<u>70</u>	yes FACU		nce Index = B/A =
3			Hydrophytic Vegetation II	ndicators:
4				for Hydrophytic Vegetation
5.			2 - Dominance	Test is >50%
6			3 – Prevalence	Index is <3.01
7	<del></del> .		<del></del>	al Adaptations <sup>1</sup> (Provide supporting data in
8	**********		Remarks or	on a separate sheet)
9			Problematic Hy	drophytic Vegetation <sup>1</sup> (Explain)
10				d wetland hydrology must be present,
	<u>80</u>	= Total Cover	unless disturbed or problen	natic.
Woody Vine Stratum (Plot Size:)				
1				
2				
0/ Born Outstand in blank Charles Of		= Total Cover	Muslembusta Manatatina 9	Name of the control o
% Bare Ground in Herb Stratum <u>25</u>			Hydrophytic Vegetation P	resent? Yes 🗌 No 🛛
Remarks:				

SOIL Sampling Point: d  Profile Description: (Describe to the depth needed to document the indicator or confirm the absence of indicators.)																	
Profile Desc	ription: (Descrit	e to the	depth r	needed	to doc	ument the indicator	or confirm the	absence o	of indica	tors.)							
Depth	Mat	rix				Redox Fo	eatures										
					olor (Mo	nist) %	Type <sup>1</sup>	Loc2		Textu	re	F	lemarks				
									 -								
	·								_								
		: _									_ ·			•			
		_				<u> </u>			_								
		_															
·									_								
`		_															
		_	<del></del>														
¹Type: C= C	oncentration, D=I	- Depletion	 n, RM≔l	Reduce	ed Matr	ix, CS=Covered or	Coated Sand G	rains. <sup>2</sup> L	ocation:	: PL=P	ore Lining, M=Ma	trix					
<del></del>	Indicators: (App						,	· · · · · · · · · · · · · · · · · · ·			licators for Prob		vdric Sol	ls³:			
	ol (A1)					Sandy Gleyed Ma	atrix (S4)				1 cm Muck (/		•				
I = · · ·	Epipedon (A2)					Sandy Redox (S5		•			Coast Prairie			F. G. H	)		
	Histic (A3)					Stripped Matrix (S					Dark Surface				•		
I =	gen Sulfide (A4)					Loamy Mucky Mir	•				High Plains [						
1 .	ed Layers (A5) (L	RR F)				Loamy Gleyed Ma	· ·				(LRR H ou	•	• •	k 73)			
l	/luck (A9) (LRR F		,			Depleted Matrix (I					Reduced Ver		,,,,,,_,	,			
	ed Below Dark S		Δ11\			Redox Dark Surfa					Red Parent N		F2)				
	Dark Surface (A1	•				Depleted Dark Su					Very Shallow		•	21			
1 = .	Mucky Mineral (	•				Redox Depression				. 🗖	•		-	-,			
1 = '	Mucky Peat or I	-	YLRR (	G. H)		High Plains Depre				<ul> <li>Other (Explain in Remarks)</li> <li>Indicators of hydrophytic vegetation and wetland</li> </ul>							
1 🗀	Aucky Peat or Pe	• .		•	_	(MLRA 72 & 73					Irology must be p blematic.	resent, un	less distu	rbed or			
	Layer (If present									T 1910	Dicinatio.		<del></del>				
Type:		•															
Depth (Inche	×).									L.	dric Soils Prese	nt? Ye	s 🗆	No			
Remarks:										1 117	une cons riese.		<u>سا</u>				
Soils not eva	iluated.																
						•					·						
							······································				·						
HYDROLO			·				·				<del></del>						
	drology Indicate									•		(Ö					
	cators (minimum	of one re	equired;	Check						Secondary Indicators (2 or more required)							
1	ce Water (A1)					Salt Crust (B11)				×	Surface Soil Cra			(5.6)			
l —	Nater Table (A2)					Aquatic Invertebra					Sparsely Vegeta	_	ave Surfa	ce (B8)			
1	ation (A3)					Hydrogen Sulfide					Drainage Patter	•					
I	Marks (B1)					Dry Season Wate					Oxidized Rhizos	pheres al	ong Living	Roots (	C3)		
l	nent Deposits (B2	2)				Oxidized Rhizosp	_	ing Roots	(C3)		(where tilled)						
l	Deposits (B3)					(where not tilled)					Crayfish Burrow						
1	Mat or Crust (B4)	•				Presence of Redu	iced Iron (C4)				Saturation Visib	le on Aeria	al Imagery	(C9)			
☐ Iron D	eposits (B5)					Thin Muck Surfac	e (C7)			$\boxtimes$	Geomorphic Po	sition (D2)					
☐ Inund	ation Visible on A	erial Ima	agery (E	37)		Other (Explain in	Remarks)				FAC-Neutral Te	st (D5)					
☐ Wate	r-Stained Leav	es (B9)	)								Frost-Heave Hu	mmocks (	D7) (LRR	F)			
Field Obser	vations:																
Surface Wat	er Present?	Yes		No	$\boxtimes$	Depth (inches	s):										
Water Table	Water Table Present? Yes □ No ☑ Depth (inches):																
Saturation P		Wetlar	nd Hvd	irology Present?	Yes	⊠	No										
	pillary fringe)	Yes						··· <del>·</del>									
Describe Re	ecorded Data (str	eam gau	ıge, mo	nitoring	g well, a	serial photos, previo	ous inspections)	, if availal	ole:								
Remarks:																	
1																	

Project Site: Williston Village RV Resort			City/County: <u>Williams</u> Sampling Date: 9/11/14
Applicant/Owner: Carlson McCain			State: <u>ND</u> Sampling Point: <u>e</u>
Investigator(s): Greg Meyer			Section, Township, Range: 24-T155N-R101W
Landform (hillslope, terrace, etc.): restored drainage	way wetland	Loca	al relief (concave, convex, none): concave Slope (%): <1
Subregion (LRR): E Lat: 48.236			Long: -103.608843 Datum: NAD 83
Soil Map Unit Name: 2270 - Harriet and Stirum Soils	0-2% slopes	<u>L</u>	NWI classification: none
Are climatic / hydrologic conditions on the site typical for	this time of	year? Yes	No ☐ (if no, explain in Remarks.)
·		antly disturbed	d? Are "Normal Circumstances" present? Yes   No
	☐, natural	lly problematic?	? (If needed, explain any answers in Remarks.)
SUMMARY OF FINDINGS - Attach site map sl	nowing sar	npling point	t locations, transects, important features, etc.
Hydrophytic Vegetation Present?	Yes 🗆	No ⊠	
Hydric Soil Present?	Yes 🛛	No □	
Wetland Hydrology Present?	Yes 🖾	No 🗆	Is the Sampling Area within a Wetland? Yes 🖂 No 🗌
Remarks:		· · · · · · · · · · · · · · · · · · ·	
Monitoring observation point of restored wetland ar	ea.		
,			·
VEGETATION - Use scientific names of plant	s		
Tree Stratum (Plot Size: )	Absolute	Dominant Species 2	Indicator Dominance Test Worksheet:
1	% Cover	Species?	Status
2			That Are OBL, FACW, or FAC:  (A)
3.			Total Number of Dominant
4.			Species Across All Strata: 2 (B)
· ·		= Total Cove	Percent of Dominant Species (AIR)
Sapling/Shrub Stratum (Plot Size:)			That Are OBL, FACW, or FAC:  (A/B)
1			Prevalence Index worksheet:
2			Total % Cover of: Multiply by:
3.			OBL species x1 =
4			FACW species x2 =
5			FAC species x3 =
		= Total Cove	er FACU species x4 =
Herb Stratum (Plot Size: <u>5</u> ')			UPL species x5 =
	40		
1. Chenopodium simplex	<u>40</u>	<u>yes</u>	NI Column Totals: (A) (B)
2. <u>Salsola kali</u>	<u>25</u>	<u>yes</u>	FACU Prevalence Index = B/A =
3			Hydrophytic Vegetation Indicators:  1 – Rapid Test for Hydrophytic Vegetation
4	—		2 - Dominance Test is >50%
5	—	<del></del>	
6 7			3 – Prevalence Index is ≤3.01
8.			4 - Morphological Adaptations¹ (Provide supporting data in
			Remarks or on a separate sheet)
9			Problematic Hydrophytic Vegetation¹ (Explain)
10		= Total Cove	Indicators of hydric soil and wetland hydrology must be present, unless disturbed or problematic.
Mandy Vine Stretum (Diet Sine)	<u>65</u>	- Total Cove	di Caraca da Car
Woody Vine Stratum (Plot Size:)			
1			
2			
		= Total Cove	
% Bare Ground in Herb Stratum 35			Hydrophytic Vegetation Present? Yes   No   No
Remarks:			

SOIL											Samplin	Point: e	)		
Profile Desc	ription: (Descrit	be to the	depth no	eeded	to doc	ument the indica	ator or confirm the	absence c	f indicate	ors.)					
Depth	Mat	trix				Redox	x Features								
(inches)	Color (moist)	,	%	Co	olor (Mo	pist) %	Type <sup>1</sup>	Loc <sup>2</sup>		Texture	9	Re	emarks		
									<u> </u>						
		_							_						
		_					<del></del>		_						
		_				-			<u>-</u>						
		_							<u>-</u> -						
		_							<u>-</u> -						
		_			_										
		_			-										
¹Type: C=.Co	oncentration, D=	Depletion	n, RM=R	.ocation:	PL=Po	re Lining, M=Matri	x ·								
	Indicators: (App				cators for Proble		dric Soil	s³:							
l`	ol (A1)					Sandy Gleyed	Matrix (S4)				1 cm Muck (A9				
l	Epipedon (A2)					Sandy Redox (					Coast Prairie R			F, G, H)	)
	Histic (A3)		•			Stripped Matrix					Dark Surface (			-	
I	gen Sulfide (A4)					Loamy Mucky I					High Plains De		-		
	ied Layers (A5) (I	LRR F)				Loamy Gleyed				_	(LRR H outs			73)	
	Muck (A9) (LRR I					Depleted Matri					Reduced Vertic			•	
l <u> </u>	ted Below Dark S		A1·1)			Redox Dark Su					Red Parent Ma		2)		
1 '	Dark Surface (A1	-	•••,			Depleted Dark					Very Shallow D			2)	
	Mucky Mineral (	. •				Redox Depress					Other (Explain			•	
I '	Mucky Peat or		2)(LRR G	3, H)		•	epressions (F16)				icators of hydroph				t
1 '	Mucky Peat or Pe	•				(MLRA 72 &	73 of LRR H)				ology must be pre elematic.	sent, uni	ess distur	bed or	
	Layer (if presen									Τ					
Type:							(								
Depth (Inche	es):	_								Hyd	ric Soils Present	? Yes	. 🗆	No	
Remarks:															
Soils not eva	aluated.														
	,														
HYDROLO	JGY														
r	drology Indicate	ors:													
-	cators (minimum		eauired:	check	all tha	t apply)				Seco	ndary Indicators (2	or more	required)	ı	
<del></del>	ce Water (A1)	<b>V. U.</b>				Salt Crust (B11	1)				Surface Soil Crac				
1	Water Table (A2)	1				Aquatic Inverte	•				Sparsely Vegetate		ve Surfac	:e (B8)	
"	ation (A3)					Hydrogen Sulfi					Drainage Patterns			,	
l	r Marks (B1)						ater Table (C2)				Oxidized Rhizosp		na Livina	Roots (	C3)
l	nent Deposits (B	ગ				· ·	ospheres along Li	vina Roots	(C3)	_	(where tilled)				<b>U-</b> ,
l	Deposits (B3)	٤)			_	(where not till	-	Wing record	(00)		Crayfish Burrows	(C8)			
1	Deposits (B3) Mat or Crust (B4)	١				•	educed Iron (C4)				Saturation Visible		l Imagery	(C9)	
	Peposits (B5)	,				Thin Muck Sur					Geomorphic Posit		, mode,	(00,	
i	ation Visible on A	Aarial Im	ccesi (R	171		Other (Explain					FAC-Neutral Test				
l —	er-Stained Leav		•	"	ليا	Other (Explain	. III Namainej			_	Frost-Heave Hum		17) (LRR	F)	
		/63 (65)	<del>!</del>					Т		<u> </u>	I Togratouro Trans		), (a	* /	
Field Obser		Yes		No	⊠	Depth (inc	\.								
Surface Wat															
Water Table				_		_		_							
Saturation Present? Yes □ No ☒ Depth (inches): We (includes capillary fringe)											ology Present?	Yes	×	No	
	ecorded Data (st	ream gai	uge, mor	nitoring	ole:			· · · · ·							
					,	1		•							
Remarks:															
Nomains.															

US Army Corps of Engineers Great Plains - Version 2.0

Project Site: Williston Village RV Resort			City/Cou	unty: <u>Williams</u>	Sampling Date: 9/11/14				
Applicant/Owner: Carlson McCain			•	State:	ND Sampling Point: f				
Investigator(s): Greg Meyer			Section,	Township, Range:	24-T155N-R101W				
Landform (hillslope, terrace, etc.): restored drainages	way wetland	Local		ave, convex, none):	concave Slope (%): <1				
Subregion (LRR): E Lat: 48.236				03,608843	Datum: NAD 83				
Soil Map Unit Name: 2270 - Harriet and Stirum Soils					NWI classification: none				
Are climatic / hydrologic conditions on the site typical for		ear? Yes	⊠ No i	(If no, explain in	Remarks.)				
		antly disturbed?		Normal Circumstance	s" present? Yes □ No ☒				
<u> </u>		y problematic?		eded, explain any an	swers in Remarks.)				
-									
SUMMARY OF FINDINGS – Attach site map showing sampling point locations, transects, important features, etc.									
Hydrophytic Vegetation Present?	Yes 🛛	No 🗆				$\neg$			
Hydric Soil Present?	Yes 🖾	No 🗆							
Wetland Hydrology Present?	Yes 🖾	No 🗆	s the Samo	oling Area within a W	/etland? Yes ⊠ No □				
Remarks:									
Monitoring observation point of restored wetland are	ea.					-			
mointoining oboot values point of rootoroa working and	<b></b>					ł			
VEGETATION - Use scientific names of plants	3								
Tree Stratum (Plot Size: )	Absolute	Dominant	Indicator	Dominance Test V	/orksheet:	$\Box$			
	% Cover	Species?	<u>Status</u>	Musel at a Damia	at Occasion				
1 2				Number of Domina That Are OBL, FAC					
3.					•				
4				Total Number of Do Species Across All					
T		= Total Cover		Because of Domina	at Capaign				
Sapling/Shrub Stratum (Plot Size:)				Percent of Dominar That Are OBL, FAC	W, or FAC: (A/B)				
1				Prevalence Index					
2.				Total % Cov					
3.				OBL species	x1 =				
4.				FACW species	x2 =				
5				FAC species	x3 =				
<u></u>		= Total Cover		FACU species	x4 =				
Mark Charles (Dist Cine, El)		. 0.0.			<del></del>				
Herb Stratum (Plot Size: 5')				UPL species	x5 =	i			
1. <u>Hordeum Jubatum</u>	<u>50</u>	<u>yes</u>	FACW	Column Totals:	(A) (B)	- 1			
2. <u>Puccinella nuttalliana</u>	<u>15</u>	no	<u>OBL</u>		Prevalence Index = B/A =				
3. <u>Salicornia rubra</u>	<u>20</u>	<u>yes</u>	<u>OBL</u>	Hydrophytic Vege					
4				<del>-</del>	id Test for Hydrophytic Vegetation	l			
5				2 - Dom	inance Test is >50%				
6		—		3 – Pre	valence Index is ≤3.0 <sup>1</sup>				
7 8.				4 - Mor	phological Adaptations <sup>1</sup> (Provide supporting data	a in			
				1	narks or on a separate sheet)				
9				l ——	natic Hydrophytic Vegetation <sup>1</sup> (Explain)				
10				<sup>1</sup> Indicators of hydric unless disturbed or	soil and wetland hydrology must be present,				
	<u>85</u>	= Total Cover		uniess disturbed of	problematic.	<b>—</b> İ			
Woody Vine Stratum (Plot Size:)									
1			—						
2		<del></del> .							
		= Total Cover							
% Bare Ground in Herb Stratum 15				Hydrophytic Vege	tation Present? Yes 🗵 No				
Remarks:					•				

SOIL Sampling Point: f									
Profile Description: (Describe to the depth ne	eded to docu	ment the indicator or confirm the absence	of indicat	tors.)					
Depth Matrix		Redox Features							
(Inches) Color (moist) %	Color (Moi	st) % Type <sup>1</sup> Loo	c²	Texture	Remarks				
<del></del>									
			_						
			<del></del>		,				
					<del></del>				
	<del></del>								
<del></del>			<del></del>		<del></del>				
Type: C≈ Concentration, D=Depletion, RM=Reduced Matrix, CS=Covered or Coated Sand Grains. <sup>2</sup> Location: PL=Pore Lining, M=Matrix									
Hydric Soll Indicators: (Applicable to all LRR			LOOGION.		tors for Problematic Hydric Solls <sup>3</sup> :				
Histosol (A1)	s, unices ou				1 cm Muck (A9) (LRR I, J)				
· · ·	_	Sandy Gleyed Matrix (S4)			* ' '				
		Sandy Redox (S5)							
Black Histic (A3)		Stripped Matrix (S6)		Dark Surface (S7) (LRR G)					
Hydrogen Sulfide (A4)		Loamy Mucky Mineral (F1)		High Plains Depressions (F16)					
Stratified Layers (A5) (LRR F)		Loamy Gleyed Matrix (F2)		_	(LRR H outside of MLRA 72 & 73)				
1 cm Muck (A9) (LRR F, G, H)		☐ Depleted Matrix (F3)			Reduced Vertic (F18)				
Depleted Below Dark Surface (A11)		Redox Dark Surface (F6)			Red Parent Material (TF2)				
Thick Dark Surface (A12)		Depleted Dark Surface (F7)			Very Shallow Dark Surface (TF 12)				
Sandy Mucky Mineral (S1)	🗆	Redox Depressions (F8)		☐ <sup>3</sup> Indica	Other (Explain in Remarks) tors of hydrophytic vegetation and wetland				
2.5 CM Mucky Peat or Peat (S2)(LRR G	, н) 🔲	High Plains Depressions (F16)			ogy must be present, unless disturbed or				
5 cm Mucky Peat or Peat (\$3) (LRR F)		(MLRA 72 & 73 of LRR H)		proble	matic.				
Restrictive Layer (if present):									
Type:									
Depth (Inches):		<u> </u>		Hydric	Soils Present? Yes No				
Remarks:					·				
Soils not evaluated.									
			···						
HYDROLOGY									
Wetland Hydrology Indicators:			<u> </u>						
Primary Indicators (minimum of one required; of	check all that	apply)		Seconda	ary Indicators (2 or more required)				
Surface Water (A1)	×	Salt Crust (B11)		⊠ Sı	urface Soil Cracks (B6)				
☐ High Water Table (A2)		Aquatic Invertebrates (B13)		☐ Sp	parsely Vegetated Concave Surface (B8)				
Saturation (A3)		Hydrogen Sulfide Odor (C1)		☐ Dr	rainage Patterns (B10)				
☐ Water Marks (B1)		Dry Season Water Table (C2)		□ 0;	xidized Rhizospheres along Living Roots (C3)				
☐ Sediment Deposits (B2)				ť	where tilled)				
☐ Drift Deposits (B3)	_	(where not tilled)	` ,	·	rayfish Burrows (C8)				
☐ Algal Mat or Crust (B4)		Presence of Reduced Iron (C4)		·	aturation Visible on Aerial Imagery (C9)				
☐ Iron Deposits (B5)	_	Thin Muck Surface (C7)		_	eomorphic Position (D2)				
☐ Inundation Visible on Aerial Imagery (B7		Other (Explain in Remarks)		_	AC-Neutral Test (D5)				
☐ Water-Stained Leaves (B9)	, ப	Other (Explain in Normalius)			ost-Heave Hummocks (D7) (LRR F)				
			Т		out from from from to the first from				
Field Observations:	No KZ	Donth (inches):	1						
Surface Water Present? Yes	No ⊠	Depth (inches):	ļ.						
Water Table Present? Yes	No 🛛	Depth (inches):	1						
Saturation Present? (includes capillary fringe)	No 🛛	Depth (inches):	Wetlan	nd Hydrok	ogy Present? Yes 🗵 No 🗌				
Describe Recorded Data (stream gauge, moni	toring well. a	erial photos, previous inspections), if avail	able:						
Remarks:									
ivemants.									

## Appendix C

Williston Village Mobile Home Park - Wetland Restoration Update 8/4/14

# BUTLER SNOW

August 4, 2014

Ms. Linda Kato
US Environmental Protection Agency – Region 8
1595 Wynkoop Street
Denver, CO 80202-1129

RE:Williston Village Mobile Home Park Wetland Restoration Docket No. CWA-08-2013-0032

Dear Ms. Kato,

Please consider this letter as an update of activities concerning the restoration of the wetland within the Williston Village Mobile Home Park, Docket No. CWA-08-2013-0032.

Restoration activities including restoration of the wetland, final grading of the wetland sideslopes, and implementation of erosion control structures (silt fence and straw wattles) was completed in early November 2013. The final step of the wetland restoration activities included removing the last of the fill materials which allowed the wetland to be flooded with water that had been previously backed-up by those materials. This was completed last fall before the restored wetland area was unable to be seeded due to cold temperatures and the unavailability of appropriate seed. The extreme cold winter and spring, dry summer, and the continued unavailability of the appropriate seed has resulted in our inability to seed the wetland area yet. However, the site is naturally re-vegetating itself as seen in the attached photographs.

According to our environmental consultants on this project, Carlson McCain, Inc., natural revegetation of restored wetland areas is to be expected and Carlson McCain has encountered this circumstance with numerous U.S. Army Corps of Engineers wetland mitigation projects. In fact, according to Carlson McCain, most of its wetland mitigation projects do not call for seeding a restored wetland area, but rather allow for natural re-vegetation. Further complicating our efforts on this project is our continued inability to locate seed mixes of the three primary species found in the adjacent wetland areas: Nuttall's alkaligrass (*Puccinellia nuttalliana*), foxtail barley (*Hordeum jubatum*), or inland saltgrass (*Distichlis spicata*). The only alkaligrass seed available is Fultz alkaligrass, but it is an introduced species and Carlson McCain has advised that we not seed it in the wetland area as it could spread into Camp Creek.

Post Office Box 6010 Ridgeland, MS 39158-6010 JOHN A. BRUNINI 601-985-4447 john.brunini@butlersnow.com Suite 1400 1020 Highland Colony Parkway Ridgeland, MS 39157

# BUTLER SSON

At this time, we believe that seeding the restored wetland area will be unccessary as it will revegetate naturally from the adjacent wetland areas. If EPA disagrees and believes that seeding the wetland area is necessary, prairie cordgrass (*Spartina pectinata*), would be a good candidate species. Prairie cordgrass is a common wetland species of the geographic area, can handle high concentrations of salinity (present in the wetland area), and is prevalent upstream of the project.

The side-slopes in the restored area have also not been seeded due to the extreme winter and spring and dry summer. Conditions remained unfavorable during the entire period of specified planting dates for the appropriate seed mixes, so we have decided to wait until next spring (per the dates listed in the restoration plan) in order to aid the success of the seeding effort. The side slopes at the site will be hydro-seeded next spring (2015) during the appropriate dates. Weedy vegetation, primarily Russian thistle (Salsola kali), has flourished along the side-slopes and is currently providing ground cover that aids in erosion control (see attached photographs). The ground cover, straw wattles, and sediment fence have stabilized the side-slopes. Russian thistle is not a noxious weed and can be effectively managed. These weedy species are being currently managed (mowed) and we will make efforts to eliminate them prior to the seeding activities in the spring.

To date, we have not undertaken formal monitoring efforts due to the delays in our seeding efforts, but will be conducted in August to evaluate the natural re-vegetation of the restored wetland and adjacent side-slopes.

Please call me at 601-985-4447 or Greg Meyer of Carlson McCain at 701-595-7004 if you have any questions or need additional information.

Sincerely,

**BUTLER SNOW LLP** 

LCB\_\_

John A. Brunini

Attachments: Photographs

cc: Monica Heimdal Greg Meyer Kyle Brock

> Post Office Box 6010 Ridgeland, MS 39158-6010

JOHN A. BRUNINI
601-985-44-47
john.brunini@butlersnow.com

Suite 1400 1020 Highland Colony Parkway Ridgeland, MS 39157



Photograph 1 View of restored wetland area facing north from the adjacent side-slope. The wetland area is being naturally re-vegetated by seeds from the adjacent wetland areas. The erosion control structures are evident in the photograph and these include the orange sediment fence and straw wattles along the side-slopes. These were installed during the fall of 2013. Russian thistle and other weed species have become established on the side-slopes of the restored wetlands. The weedy vegetation is being managed (mowed) and will help with erosion control until the sides-slopes are seeded with the native species seed mixture next spring (2015).



Photograph 2. View of western end of restored wetland area. A distinct line of vegetation indicates the impacted area.



Photograph 3. View of western end of the restored wetland area.



Photograph 4. View of restored wetland area and side-slopes facing west. Small areas of inundation were present in the wetland at the time the photograph was taken.



Photograph 5. View of side-slopes facing east.

## Kato, Linda

From:

John Brunini < Johnny. Brunini@butlersnow.com>

Sent:

Monday, August 04, 2014 1:32 PM

To:

Kato, Linda

Cc:

Heimdal, Monica; 'Kyle Brock'; Greg Meyer

Subject:

Williston Village Mobile Home Park - Wetland Restoration Update

Attachments:

Letter to Linda Kato enclosing photographs.PDF

Ms. Kato,

I hope this email finds you well. Attached please find electronic copies of a letter and photographs in the referenced matter. I am sending you a hardcopy by mail today. Once you have had an opportunity to review the attached, please let me know if you have any questions. Please also note that my contact information has changed since we last exchanged emails and telephone calls.

Thanks, JB

John A. Brunini

Butler Snow LLP Direct: (601) 985-4447 Fax: (601) 985-4500 John.Brunini@butlersnow.com



About Butler Snow

. . . . . . .

P.O. Box 6010 Ridgeland, MS 39158-6010 Suite 1400 1020 Highland Colony Parkway Ridgeland, MS 39157

CONFIDENTIALITY NOTE: This e-mail and any attachments may be confidential and protected by legal privilege. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the e-mail or any attachment is prohibited. If you have received this e-mail in error, please notify us immediately by replying to the sender and deleting this copy and the reply from your system. Thank you for your cooperation.

## BUTLER SNOW

August 4, 2014

Ms. Linda Kato
US Environmental Protection Agency – Region 8
1595 Wynkoop Street
Denver, CO 80202-1129

RE:Williston Village Mobile Home Park Wetland Restoration Docket No. CWA-08-2013-0032

Dear Ms. Kato,

Please consider this letter as an update of activities concerning the restoration of the wetland within the Williston Village Mobile Home Park, Docket No. CWA-08-2013-0032.

Restoration activities including restoration of the wetland, final grading of the wetland sideslopes, and implementation of erosion control structures (silt fence and straw wattles) was completed in early November 2013. The final step of the wetland restoration activities included removing the last of the fill materials which allowed the wetland to be flooded with water that had been previously backed-up by those materials. This was completed last fall before the restored wetland area was unable to be seeded due to cold temperatures and the unavailability of appropriate seed. The extreme cold winter and spring, dry summer, and the continued unavailability of the appropriate seed has resulted in our inability to seed the wetland area yet. However, the site is naturally re-vegetating itself as seen in the attached photographs.

According to our environmental consultants on this project, Carlson McCain, Inc., natural revegetation of restored wetland areas is to be expected and Carlson McCain has encountered this circumstance with numerous U.S. Army Corps of Engineers wetland mitigation projects. In fact, according to Carlson McCain, most of its wetland mitigation projects do not call for seeding a restored wetland area, but rather allow for natural re-vegetation. Further complicating our efforts on this project is our continued inability to locate seed mixes of the three primary species found in the adjacent wetland areas: Nuttall's alkaligrass (*Puccinellia nuttalliana*), foxtail barley (*Hordeum jubatum*), or inland saltgrass (*Distichlis spicata*). The only alkaligrass seed available is Fultz alkaligrass, but it is an introduced species and Carlson McCain has advised that we not seed it in the wetland area as it could spread into Camp Creek.

Post Office Box 6010 Ridgeland, MS 39158-6010 JOHN A. BRUNINI 601-985-4447 john.brunini@butlersnow.com

Snite 1400 1020 Highland Colony Parkway Ridgeland, MS 39157

# BUTLER SAM

At this time, we believe that seeding the restored wetland area will be unecessary as it will revegetate naturally from the adjacent wetland areas. If EPA disagrees and believes that seeding the wetland area is necessary, prairie cordgrass (*Spartina pectinata*), would be a good candidate species. Prairie cordgrass is a common wetland species of the geographic area, can handle high concentrations of salinity (present in the wetland area), and is prevalent upstream of the project.

The side-slopes in the restored area have also not been seeded due to the extreme winter and spring and dry summer. Conditions remained unfavorable during the entire period of specified planting dates for the appropriate seed mixes, so we have decided to wait until next spring (per the dates listed in the restoration plan) in order to aid the success of the seeding effort. The side slopes at the site will be hydro-seeded next spring (2015) during the appropriate dates. Weedy vegetation, primarily Russian thistle (Salsola kali), has flourished along the side-slopes and is currently providing ground cover that aids in erosion control (see attached photographs). The ground cover, straw wattles, and sediment fence have stabilized the side-slopes. Russian thistle is not a noxious weed and can be effectively managed. These weedy species are being currently managed (mowed) and we will make efforts to eliminate them prior to the seeding activities in the spring.

To date, we have not undertaken formal monitoring efforts due to the delays in our seeding efforts, but will be conducted in August to evaluate the natural re-vegetation of the restored wetland and adjacent side-slopes.

Please call me at 601-985-4447 or Greg Meyer of Carlson McCain at 701-595-7004 if you have any questions or need additional information.

Sincerely,

**BUTLER SNOW LLP** 

483

John A. Brunini

Attachments: Photographs

cc: Monica Heimdal Greg Meyer Kyle Brock

> Post Office Box 6010 Ridgeland, MS 39158-6010

JOHN A. BRUNINI
601-985-4447
john.brunini@butlersnow.com

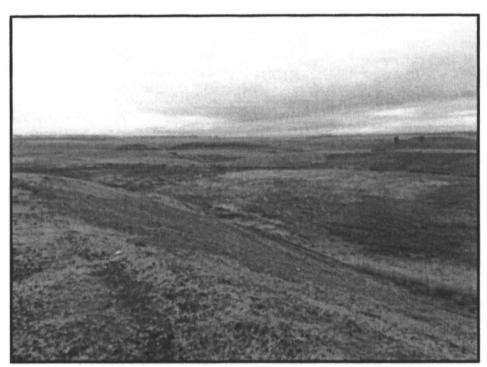
Suite 1400 1020 Highland Colony Parkway Ridgeland, MS 39157



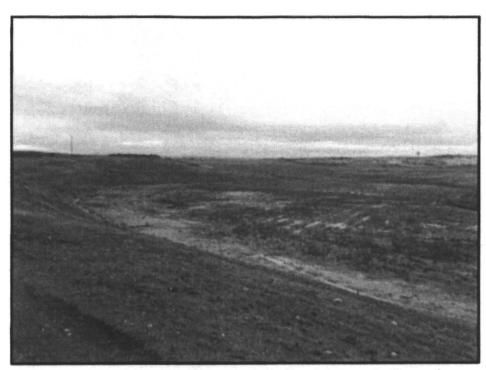
Photograph 1 View of restored wetland area facing north from the adjacent side-slope. The wetland area is being naturally re-vegetated by seeds from the adjacent wetland areas. The erosion control structures are evident in the photograph and these include the orange sediment fence and straw wattles along the side-slopes. These were installed during the fall of 2013. Russian thistle and other weed species have become established on the side-slopes of the restored wetlands. The weedy vegetation is being managed (mowed) and will help with erosion control until the sides-slopes are seeded with the native species seed mixture next spring (2015).



Photograph 2. View of western end of restored wetland area. A distinct line of vegetation indicates the impacted area.



Photograph 3. View of western end of the restored wetland area.



Photograph 4. View of restored wetland area and side-slopes facing west. Small areas of inundation were present in the wetland at the time the photograph was taken.



Photograph 5. View of side-slopes facing east.

### Kato, Linda

From:

Kato, Linda

Sent:

Thursday, October 17, 2013 12:33 PM

To:

John Brunini

Subject:

RE: Emailing: Nationwide Permit 32 (01646773).PDF

Thanks John. I'm just glad we got it all accomplished before the shutdown.

Linda S. Kato
Enforcement Counsel
U.S. EPA Region 8
Mail Code ENF-L
1595 Wynkoop
Denver, CO 80202
(303) 312-6852
kato.linda@epa.gov

From: John Brunini [mailto:jbrunini@brunini.com]

Sent: Friday, October 04, 2013 12:20 PM

To: Kato, Linda; Heimdal, Monica

Cc: kb@geomap.tv

Subject: Emailing: Nationwide Permit 32 (01646773).PDF

Linda and Monica,

Attached to this email, please find a copy of Nationwide Permit 32, recently issued to BIP 40, LLC by the Corps of Engineers. As you know, NWP 32 serves as the Corps' authorization of the restoration work required by our AOC with EPA. If you have any questions regarding this matter, please feel free to contact me. And thank you again for all of your cooperation and assistance in this matter.

Thanks, JB

## John A. Brunini

E: ibrunini@brunini.com

P: 601-973-8712 F: 601-960-6902



The Pinnacle Building 190 East Capitol St. Suite 100, Jackson, MS 39201 Post Office Drawer 119, Jackson, MS 39205

www.brunini.com Bio / V-Card

Confidentiality Statement

The information contained in this electronic message from the law firm of Brunini, Grantham, Grower & Hewes, PLLC is confidential or privileged. The information is intended to be for the use of the individual or entity named above. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use

of the contents of this message is prohibited. If you have received this electronic message in error, please notify us immediately by telephone at (601) 948-3101.

#### IRS Circular 230 Notice

To ensure compliance with requirements imposed by the IRS, we inform you that, unless specifically indicated otherwise, any tax advice contained in this communication (including any attachments) was not intended or written to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties under the Internal Revenue Code, or (ii) promoting, marketing, or recommending to another party any tax-related matter addressed herein.

#### Kato, Linda

From:

Kato, Linda

Sent:

Tuesday, September 24, 2013 12:28 PM

To: Cc: John Brunini Heimdal, Monica

Subject:

RE: Restoration Plan and Contact (UNCLASSIFIED)

Hi John - I'm still hopeful it will be filed today - Monica and I have made it a priority. I will email you as soon as I can.

Linda S. Kato
Enforcement Counsel
U.S. EPA Region 8
Mail Code ENF-L
1595 Wynkoop
Denver, CO 80202
(303) 312-6852
kato.linda@epa.goy

----Original Message-----

From: John Brunini [mailto:jbrunini@brunini.com] Sent: Tuesday, September 24, 2013 12:23 PM

To: Kato, Linda

Subject: RE: Restoration Plan and Contact (UNCLASSIFIED)

Linda,

Just checking in to see whether the AOC has been filed yet. BIP 40 has contractors lined up and ready to mobilize on this project once we receive the executed and filed AOC. Thank you again for all of your assistance and patience on this matter.

Thanks,

JB

----Original Message----

From: Kato, Linda [mailto:Kato.Linda@epa.gov] Sent: Monday, September 23, 2013 2:42 PM To: John Brunini; 'Cimarosti, Daniel E NWO'

Cc: Mikulecky, Matthew J NWO; Heimdal, Monica; Crooke, Patsy J NWO; kb@geomap.tv; Chris Hughes

(chh222@gmail.com)

Subject: RE: Restoration Plan and Contact (UNCLASSIFIED)

John - I anticipate that we will file the AOC late this afternoon or tomorrow morning. I will send you a PDF of the final after it is filed and we get a docket number. Would you like the original signed version to be sent to you or to Mr. Haugen?

Linda S. Kato
Enforcement Counsel
U.S. EPA Region 8
Mail Code ENF-L
1595 Wynkoop

Denver, CO 80202 (303) 312-6852 kato.linda@epa.gov

----Original Message-----

From: John Brunini [mailto:jbrunini@brunini.com]

Sent: Friday, September 20, 2013 9:29 AM

To: 'Cimarosti, Daniel E NWO'

Cc: Mikulecky, Matthew J NWO; Heimdal, Monica; Crooke, Patsy J NWO; kb@geomap.tv; Kato, Linda; Chris Hughes

(chh222@gmail.com)

Subject: RE: Restoration Plan and Contact (UNCLASSIFIED)

Dan and Matt,

Thank you both very much for your time this morning. Attached to this email, please find three items.

- 1. The first attachment is a copy of an email received from EPA Region 8 Attorney Linda Kato dated yesterday confirming that EPA has approved BIP 40's restoration plan and is awaiting receipt from BIP 40 of the final Administrative Order on Consent.
- 2. The second attachment is a copy of BIP 40's final restoration plan which has been approved by EPA Region 8.
- 3. The last item is a copy (at this point executed only by BIP 40) of the final Administrative Order on Consent for which we are awaiting EPA signature. We believe EPA will receive the original executed by BIP 40 via FedEx today.

As we discussed this morning, once I receive a final, fully executed version of the Administrative Order on Consent, I will send you a copy by email and give you a call. As Ms. Kato states in her email of yesterday, we anticipate this to occur early next week. Once I provide that to you and call you, I understand that you will provide verbal authorization for BIP 40 to proceed with the restoration activities under NWP 32 and you will follow that verbal authorization with a written authorization to proceed.

Dan and Matt, thank you both very much for your cooperation and assistance in this matter. If you have any problems opening the attachments or any questions regarding this matter, please feel free to call me. Thanks again.

JB

John A. Brunini

E: mailto:jbrunini@brunini.com

P: 601-973-8712 F: 601-960-6902

Brunini, Grantham, Grower & Hewes, PLLC
The Pinnacle Building
190 East Capitol St, Suite 100, Jackson, MS 39201 Post Office Drawer 119, Jackson, MS 39205

#### **Confidentiality Statement**

The information contained in this electronic message from the law firm of Brunini, Grantham, Grower & Hewes, PLLC is confidential or privileged. The information is intended to be for the use of the individual or entity named above. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this message is prohibited. If you have received this electronic message in error, please notify us immediately by telephone at (601) 948-3101.

#### IRS Circular 230 Notice

To ensure compliance with requirements imposed by the IRS, we inform you that, unless specifically indicated otherwise, any tax advice contained in this communication (including any attachments) was not intended or written to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties under the Internal Revenue Code, or (ii) promoting, marketing, or recommending to another party any tax-related matter addressed herein.

----Original Message-----

From: Cimarosti, Daniel E NWO [mailto:Daniel.E.Cimarosti@usace.army.mil]

Sent: Friday, September 20, 2013 7:49 AM

To: John Brunini

Cc: Mikulecky, Matthew J NWO; Heimdal, Monica; Crooke, Patsy J NWO

Subject: Restoration Plan and Contact (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

Mr. Brunini,

As we discussed, if I am out of the office please contact Matt Mikulecky for confirmation of NWP 32 once EPA determines compliance with their order.

Classification: UNCLASSIFIED

Caveats: NONE